

1 HEATHER E. RICHARDSON, Bar #122664  
2 Federal Defender  
3 PEGGY SASSO, CA Bar #228906  
4 Assistant Federal Defender  
5 Designated Counsel for Service  
6 2300 Tulare Street, Suite 330  
7 Fresno, California 93721-2226  
8 Telephone: (559) 487-5561  
9  
10 Attorneys for Defendant  
11 JAMES LAMONT RICHARDSON

12  
13  
14 IN THE UNITED STATES DISTRICT COURT  
15 FOR THE EASTERN DISTRICT OF CALIFORNIA

16  
17  
18 UNITED STATES OF AMERICA,  
19 Plaintiff,  
20 vs.  
21 JAMES LAMONT RICHARDSON,  
22 Defendant.

23 Case No. 1:97-cr-05129 JLT-1

24 **STIPULATION TO CONTINUE STATUS  
25 CONFERENCE; ORDER THEREON**

26 Date: July 17, 2023

27 Time: 10:00 a.m.

Judge: Hon. Jennifer L. Thurston

28  
18 **IT IS HEREBY STIPULATED** by and between the parties through their respective  
19 counsel that the status conference scheduled for May 15, 2023 at 10:00 a.m. should be continued  
20 to July 17, 2023 at 10:00 a.m.

21  
22 Mr. Richardson's § 2255 motion is before this Court on remand from the Ninth Circuit  
23 for further proceedings in light of *United States v. Taylor*, 142 S. Ct. 2015 (2022). The parties  
24 are continuing to work diligently towards achieving a joint recommendation to the Court for  
25 resolution of this matter, and have made substantial progress towards that objective. Defense has  
26 discussed with the government some investigation that has recently come to light that she needs  
27 to conduct to effectively represent Mr. Richardson in this matter. The government has agreed to  
28 provide defense counsel the time needed to conduct said investigation.

In light of the progress that has been made, and given the complexity of the procedural posture where some matters were resolved through a seven-day trial in 1999 and some matters were resolved through a plea agreement the following year, and where neither counsel for the government nor counsel for Mr. Richardson were involved in either disposition, a continuance of the status conference in this case is in the interest of justice and reflects the most judicious use of the Court's resources. The parties are hopeful that by July 17, 2023 they will know whether the matter will simply involve a re-sentencing hearing pursuant to the joint recommendation the parties are working towards establishing, or, if the matter will need to be set for a briefing schedule.

PHILLIP A. TALBERT  
United States Attorney

DATED: May 11, 2023

By /s/ Kirk Sheriff  
**KIRK SHERIFF**  
Assistant United States Attorney  
Attorney for Plaintiff

HEATHER E. WILLIAMS  
Federal Defender

DATED: May 11, 2023

By /s/ Peggy Sasso  
PEGGY SASSO  
Assistant Federal Defender  
Attorney for Defendant  
JAMES LAMONT RICHARDSON

## ORDER

IT IS HEREBY ORDERED that the status conference scheduled for May 15, 2023 at 10:00 a.m. is continued to July 17, 2023 at 10:00 a.m.

IT IS SO ORDERED.

Dated: **May 12, 2023**

Jennifer L. Thurston  
UNITED STATES DISTRICT JUDGE